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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

R&O CONSTRUCTION COMPANY, a
Utah corporation,

Plaintiff,

vs.

NEW CREATION MASONRY, INC., a
Nevada corporation; ROX PRO
INTERNATIONAL GROUP, LTD., a
Chinese company, dba ROX PRODUCTS
INTERNATIONAL; REAL STONE
SOURCE, LLC, a Nevada limited liability
company; and WD PARTNERS, INC., an
Ohio corporation,

Defendants.

Case No. 2:09-cv-01749

**STIPULATION AND ORDER TO EXTEND
TIME TO ANSWER COMPLAINT - (FIRST
REQUEST)**

It is hereby stipulated by and between Plaintiff R&O Construction Company, by and through their counsel, SMITH LARSEN & WIXOM AND CALLISTER NEBEKER & MCCULLOUGH, and Defendant WD Partners, Inc., by and through its counsel, JONES VARGAS, as follows:

1. On September 3, 2009, R&O Construction Company filed a Complaint in this Court against, among other defendants, WD Partners, Inc.

2. Pursuant to the Federal Rules of Civil Procedure, the due date for filing an answer is October 6, 2009.

3. WD Partners, Inc. needs additional time to respond to R&O Construction Company's Complaint. As a result, the parties hereby stipulate and agree that WD Partners, Inc. shall have until October 20, 2009, to respond to R&O Construction Company's Complaint.

4. The two-week extension is necessitated as a result of the time it took WD Partners, Inc. to retain counsel and to allow counsel to appropriately respond to the Complaint.

5. This is the first stipulation regarding a timetable for responding to R&O Construction Company's Complaint.

DATED this 1st day of October, 2009.

DATED this 1st day of October, 2009.

JONES VARGAS

CALLISTER NEBEKER & McCULLOUGH

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Attorneys for R&O Construction Company

Attorneys for Defendant WD Partners, Inc.

* * *

Pursuant to the foregoing Stipulation, IT IS SO ORDERED.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE
DATED: October 2, 2009

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